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TO

Amend the Law relating to Agricultural Labourers in
Ireland.

A.D. 1890.

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

5 1. This Act may be cited as the Labourers (Ireland) Act, 1890. Section title.

2. This Act shall be construed as one with the Labourers (Ireland) Acts 1883 to 1886 (hereinafter referred to as "the said Acts"), except in so far as the said Acts are expressly altered or varied by this Act or are inconsistent therewith, and together with the said 10 Acts may be cited as the Labourers (Ireland) Acts, 1883 to 1890. Construction of Act.

3.—(1.) For the purposes of the said Acts the Land Commission shall from time to time, on the application of any sanitary authority, provide for the use of such authority a sum or sums not exceeding in the whole *one half* of the amount of the expenses incurred by 15 such sanitary authority in carrying the said Acts into effect. Provision of money for the purposes of the Labourers Acts out of the Irish Church Temporalities Fund.

(2.) This section shall apply in the case of expenses incurred before the *passing of this Act*, provided that in such case the application of the sanitary authority in respect thereof shall be made within twelve months after the *passing of this Act*.

20 (3.) Where a sanitary authority has, prior to the *passing of this Act*, borrowed money to defray any such expenses as aforesaid, the moneys provided for such sanitary authority under this section in respect of such expenses shall be applied to the repayment of such loan or part thereof.

25 (4.) Any liabilities incurred by the Land Commission on account of payments to sanitary authorities under this section shall be a charge on the fund under the control of the Land Commission under the provisions of the Irish Church Act Amendment Act, 1881. 44 & 45 Vict. c. 71.

(5.) The total of the sums applied by the Land Commission 30 under this section shall not exceed the sum of *one million five hundred thousand pounds*.

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(6.) The Land Commission may from time to time make, and when made may rescind, amend, or add to, rules as to the mode of making applications under this Act, and as to the manner in which the amount of any expenses incurred as aforesaid by a sanitary authority shall, for the purposes of this section, be proved and ascertained, and 5 for securing that all moneys provided by the Land Commission for a sanitary authority under this section shall be properly applied, and as to any other matter or thing in respect of which it may seem to the Land Commission expedient to make rules for the purpose of carrying this section into effect. Any rules made in pursuance of 10 this section shall be of the same force as if herein enacted, and shall be judicially noticed.

Sanitary authority may purchase under Land Purchase Acts land taken on lease.

4.—(1.) Where a sanitary authority has for the purposes of the said Acts taken any land on lease, compulsorily or otherwise, such sanitary authority may at any time thereafter by agreement 15 with the person in whom the lessors interest in such lease is for the time being vested, purchase the lessors interest in such lease and the lands held thereunder.

(2.) For the purposes of any such purchase as aforesaid, the land held under any such lease shall be deemed to be a holding to which 20 the Purchase of Land (Ireland) Acts apply, and the Land Commission may make advances to sanitary authorities to enable such purchases to be made in like manner as if the sanitary authority was a tenant in occupation of such holding.

(3.) The provisions of the Purchase of Land (Ireland) Acts shall 25 apply in the case of any such advance, but the annuity by which such advance is to be repaid shall be charged on any fund or rate now chargeable with the repayment of moneys borrowed by such sanitary authority for the purpose of defraying expenses incurred in carrying the said Acts into effect. The Land Commission shall not 30 require any guarantee deposit to secure an advance made under the provisions of this section.

(4.) The price paid by a sanitary authority for the purchase of any lands under the provisions of this section shall not exceed twenty years purchase of the rent reserved in the lease under which 35 the said lands are held by the sanitary authority.

(5.) Rules for carrying this section into effect shall be deemed to be rules under the Land Law (Ireland) Act, 1881, and shall be made by the Land Commission accordingly.

5.—(1.) When at any local inquiry held pursuant to the 40 directions of the Local Government Board with reference to an improvement scheme made by a sanitary authority under the

Amendment of errors in improvement scheme and

provisions of the said Acts, it shall appear that in such improvement scheme, or any plan or book of reference annexed thereto, any omission, mistake, mis-statement, or erroneous description shall have been made of any lands, or of the owner, lessee, or occupier of any land referred to therein, the Local Government Board may, on such terms as they may think fit, amend such improvement scheme, or any plan or book of reference annexed thereto, and supply any such omission or correct any such mistake, mis-statement, or erroneous description, and shall direct any such additional notices to be served or advertisements to be published as they may think fit, and direct any such adjourned inquiry to be held as they may think necessary in consequence of such alterations and amendments.

(2.) Where at any such local inquiry as aforesaid it shall appear that any notice necessary to be served or advertisement required to be published owing to inadvertence has not been or has been imperfectly or irregularly served or published, such inquiry may be adjourned to enable such notice or advertisement to be properly served or published.

6. Where any notice to owners, lessees, and occupiers of lands proposed to be taken compulsorily served pursuant to the seventh section of the Labourers (Ireland) Act, 1883, is served on the agent of the person required to be served, such service need not be personal, but may be effected on such agent by leaving the notice at the usual place of abode or the office or place of business of such agent, or by forwarding the same by post in a prepaid letter addressed to the usual place of abode or the office or place of business of such agent.

7. A representation made under the said Acts may be amended at any time prior or subsequent to the making of an improvement scheme in pursuance thereof, and the power of amendment hereby given shall include the power to permit any representation to be signed at any stage of the proceedings thereon by any person or persons duly qualified to sign the same, either in addition to or in substitution for the signatures already attached thereto; and such signing shall have the same effect as if the representation had been originally so signed. Any such signature so added shall be verified by a member or an officer of such sanitary authority. For the purposes of this section a representation shall include any certificate of a sanitary officer accompanying or relating to the same.

8. The sixth section of the Labourers (Ireland) Act, 1883, is hereby re-enacted, and from the *passing of this Act* shall be of full force and effect, notwithstanding anything contained in the eighteenth section of the Labourers (Ireland) Act, 1883.

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correction
of irregular-
ties in
notices or
advertis-
ements.

Service of
notices to
owners,
lessees, and
occupiers
when on
agent need
not be per-
sonal.

Amendment
of repre-
sentation.

Apportion-
ment of
recharge,
c. 77, s. 6
49 & 50 Vict
c. 59, s. 18.

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Petition against
part of
Provisional
Order not to pre-
vent same from
becoming a
definite order
within 15 days
to which petition relates.

Application
of 40 & 50
Vict. c. 50.
s. 14

Conditions of
letting to
agricultural
labourer.

Interpreta-
tion of terms.

38 & 1 Vict. c. 10.
33 & 36 Vict. c. 42.
8 & 13 Vict. c. 40.
10 & 11 Vict. c. 22.
10 & 11 Vict. c. 25.
21 & 22 Vict. c. 45.
22 Vict. c. 15.

Act to apply
to pending
scheme.

Continuance
of Acts.

9. A petition lodged with the Local Government Board against a part only of a Provisional Order made by the Local Government Board for confirming an improvement scheme under the said Acts, shall not operate to prevent such Order from becoming absolute and taking effect, except so far as relates to the part of such Provisional Order to which such petition refers.

10. The fourteenth section of the Labourers (Ireland) Act, 1886, shall not apply to any lands taken by a sanitary authority for the purposes of the said Acts.

11. A letting by a sanitary authority to an agricultural labourer of any cottage and allotment shall be deemed to be a cottier tenancy within the meaning of the Landlord and Tenant Law Amendment Act (Ireland), 1880, notwithstanding that, by the terms of such letting, the tenant is bound to keep the windows of such cottage and the fences of such allotment in repair. 15

12. In this Act, unless the subject or context otherwise requires:—

The expression "Land Commission" means the Irish Land Commission.

The expression "Purchase of Land (Ireland) Acts" means the 20 Landlord and Tenant (Ireland) Act, 1870 (Parts II. and III.), the Landlord and Tenant (Ireland) Act, 1872, the Land Law (Ireland) Act, 1881 (Part V.), the Tramways and Public Companies (Ireland) Act, 1883 (Part II.), the Purchase of Land (Ireland) Act, 1885, the Land Law (Ireland) Act, 1887 25 (Part II.), the Purchase of Land (Ireland) Amendment Act, 1888, and the Purchase of Land (Ireland) Amendment Act, 1889.

Any words or expressions in this Act which are not defined therein and which are defined in the said Acts, shall, unless there 30 is something in the context of this Act repugnant thereto, have the same meaning as in the said Acts.

13. This Act shall apply in the case of any improvement scheme or other proceeding under the said Acts pending at the date of the 35 passing of this Act, notwithstanding that the same was initiated prior thereto.

14. Notwithstanding anything contained in the twenty-second section of the Labourers (Ireland) Act, 1883, or the twenty-sixth section of the Labourers (Ireland) Act, 1885, the said Acts and this Act shall continue in force for a period of fifteen years from the 40 passing of the said Labourers (Ireland) Act, 1883, and until the end of the then next session of Parliament.



Agricultural Labourers (Ireland).

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To amend the Law relating to Agricultural Labourers in Ireland.

(Present and brought in by
Dr. Fox, Mr. Fernell, Mr. Mathew O'Brien,
Mr. John O'Connor, Mr. Seahan,
Mr. O'Kerry, Mr. Timothy Murphy, and
Mr. T. P. O'Conor.)

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